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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/681,929	06/27/2001	George Mazereeuw	03DV-9050	8320

23465 7590 02/20/2003

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EXAMINER

WAYNER, WILLIAM E

ART UNIT	PAPER NUMBER
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3744

DATE MAILED: 02/20/2003

Please find below and/or attached an Office communication concerning this application or proceeding.



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SERIAL NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.

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DATE MAILED:

This is a communication from the examiner in charge of your application.

COMMISSIONER OF PATENTS AND TRADEMARKS

1. ☒ The communication filed 9/3/02 is ~~informal~~ non-responsive for the reason(s) checked below and should be corrected. APPLICANT IS GIVEN ONE MONTH FROM THE DATE OF THIS LETTER OR UNTIL THE EXPIRATION OF THE PERIOD FOR RESPONSE SET IN THE LAST OFFICE ACTION (WHICHEVER IS LONGER) WITHIN WHICH TO CORRECT THE INFORMALITY.
- a. ☐ The amendment to claim(s) _____, filed _____, fails to comply with the provisions of 37 C.F.R. 1.121 and is accordingly held to be non-responsive. A supplemental paper correcting the informal portions and complying with the rule is required.
 - b. ☐ The paper is unsigned. A duplicate paper or ratification, properly signed, is required.
 - c. ☐ The paper is signed by _____, who is not of record. A ratification or a new power of attorney with a ratification, or a duplicate paper signed by a person of record, is required.
 - d. ☐ The communication is presented on paper which will not provide a permanent copy. A permanent copy, or a request that a permanent copy be made by the Office at applicant's expense, is required, see M.P.E.P. 714.07.
 - e. ☒ Other
2. ☐ In accordance with applicant's request, THE PERIOD FOR RESPONSE FROM THE OFFICE ACTION DATED _____ IS EXTENDED TO RUN _____ MONTH(S).
No further extension will be granted unless approved by the Commissioner. 37 C.F.R. 1.136 (b)
3. ☐ Receipt is acknowledged of papers submitted under 35 U.S.C. 119 which papers have been made of record in the file.
4. ☐ Other

William Weyner
Primary Examiner

William Weyner


Art Unit: 3744

The election is not responsive because it does not elect a single disclosed species. A single disclosed species means that a detailed recitation of the elected embodiment is required. For example (A) a heating or cooling device and specifically what is the device? (B) is the detector integral with control unit or remote? (C) is the detector a motion detector, infrared, vibration sensor? (D) is the device turned off when a human is absent or is a different set-point specified? (E) is there a time delay when a person is not present before action is taken? (F) is there a wireless connection between the detector and the device or are there wires.

The applicant is also required to provide a drawing which shows all of the features set forth in the elected claims.

The applicant is cautioned that the Examiner will not accept the applicant's definition in page 3 line 15 of a – cooling device as a refrigerant cooling unit having a compartment for storing products – This will not be allowed because it goes in direct contradiction to the generally accepted art definition. The word –refrigerator- is acceptable.

Any inquiry concerning this communication should be directed to William Wayner at telephone number 703-308-1041.


William Wayner
Primary Examiner
Art Unit 3744